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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

**SUIT NO.3349 OF 1985**

Indian Overseas Bank )..Plaintiffs

Versus

Shyamlal Biharilal Rajani (since deceased) through Vinod S. Rajani and others )..Defendants

Ms.Dina Kapadia i/b.Pandya Gandhi for the Plaintiffs.

Mr.U.J. Makhija for the Defendants.

**CORAM : SMT. NISHITA MHATRE, J.**

**DATED : 14TH MARCH 2006**

**P.C.:**

. The suit claim is for an amount of Rs.3,01,264/- along with interest at the rate of 19% per annum. The original Defendant No.1 has expired. His heirs have agreed to pay the amount of the suit claim being Rs.3,01,264/-. On considering the claim of the Bank, documents annexed to the Plaint and the fact that the amount will be paid by the heirs of Defendant No.1, the following order will meet the ends of justice :

(a) The Defendants will hand over an amount of Rs.1,00,000/- by Demand Draft to the Bank today.

(b) The balance amount of Rs.2,01,244/- will be paid to the Bank by the Defendants by 15th July 2006.

(c) In the event, the aforesaid amounts are not paid within the stipulated period, for any reason whatsoever, the Bank will be entitled to a decree. In such an event, the interest payable from the date of the filing of the Suit till realisation will be at the rate of 9% per annum.

(d) In the event all the amounts are paid as aforesaid, decree to be marked satisfied.